

Message Text

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ORIGIN EB-11

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INR-10 NSAE-00 RSC-01 FAA-00 SS-20 L-03 NSC-10 PA-04

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R 101928Z JAN 74

FM SECSTATE WASHDC

TO AMEMBASSY AMMAN

INFO AMEMBASSY BEIRUT

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E.O. 11652:N/A

TAGS: ETRN, JO

SUBJECT: CIVAIR - CHARTER NEGOTIATIONS

REF: AMMAN 17

1. CHARTER NEGOTIATIONS BEGAN AS SCHEDULED JANUARY 7. USDEL PRESENTED SLIGHTLY REVISED VERSION DRAFT TEXT OF AGREEMENT, PLUS TWO DRAFT ANNEXES CONTAINING EXPLANATION OF AND ACTUAL EXCHANGE OF CHARTER RIGHTS. JORDANIANS SOUGHT CLARIFICATION SEVERAL POINTS, THEN EXPRESSED ACCEPTANCE WHOLE PACKAGE WHICH WAS INITIALLED AD REFERENDUM AFTERNOON JANUARY 8.

2. NEW AGREEMENT WILL GIVE US CHARTER OPERATORS (SCHEDULED AIRLINES AS WELL AS SUPPLEMENTAL CARRIERS) FREEDOM TO CONDUCT CHARTERS BETWEEN THE US AND THIRD COUNTRY POINTS AND JORDAN WITHOUT NUMERICAL LIMITATIONS. JORDANIAN CARRIERS WILL BE PERMITTED TO CONDUCT CHARTERS BETWEEN JORDAN AND

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ANY POINT IN THE US (AND VICE VERSA). THE RIGHT TO

CARRY FIFTH FREEDOM CHARTERS TO THE US FROM SEVERAL THIRD COUNTRIES, WHICH IS PRESENTLY CONTAINED IN ALIA'S FOREIGN AIR CARRIER PERMIT, IS NOT GRANTED IN THE AGREEMENT, BUT THE USDEL INDICATED THAT THE US AERONAUTICAL AUTHORITIES HAVE EXPRESSED NO PRESENT INTENTION OF WITHDRAWING SUCH RIGHTS. (NO RIGHT IS GRANTED IN ALIA'S PERMIT OR THE AGREEMENT TO CARRY FIFTH FREEDOM CHARTERS OUT OF THE US.) MOST IMPORTANT FROM JORDANIAN POINT OF VIEW IS AGREEMENT

THAT A JORDANIAN AIRLINE MAY OPERATE UP TO TWENTY US ORIGIN CHARTERS PER YEAR OUTSIDE OF THE FRAMEWORK OF THE UPLIFT RATIO. (EACH US ORIGIN CHARTER ABOVE THE TWENTY WHICH ALIA MAY DEVELOP IN A GIVEN YEAR WILL HAVE TO BE BALANCED BY ONE CHARTER FLIGHT ORIGINATING IN JORDAN, OR, AT US OPTION, IN THIRD COUNTRIES.) TO BETTER PROMOTE AN ECONOMIC BALANCE UNDER THE AGREEMENT, THIS US CONCESSION WAS ACCOMPANIED BY JORDANIAN AGREEMENT THAT IT WILL APPLY ONLY SO LONG AS A JORDANIAN AIRLINE DOES NOT CONDUCT SCHEDULED SERVICES TO THE US AND THE GOJ MAINTAINS ITS WILLINGNESS TO PERMIT A US CARRIER TO INAUGURATE SCHEDULED SERVICES TO AMMAN (IF AND WHEN SUCH A CARRIER DEVELOPS SUCH AN INTEREST).

3. THE NEW RIGHTS FOR ALIA CONTAINED IN THE AGREEMENT CAN BE IMPLEMENTED IMMEDIATELY, BUT IN ORDER TO PROVIDE THE PROPER FORMAL BASIS FOR SUCH OPERATIONS, IT IS NECESSARY FOR THE GOJ TO DESIGNATE ALIA UNDER THE AGREEMENT AND ALIA TO HAVE ITS PERMIT AMENDED BY THE CAB. BOTH THESE STEPS CAN ONLY TAKE PLACE AFTER THE AGREEMENT HAS BEEN FORMALLY SIGNED.

4. JORDANIANS WISH TO SIGN THE AGREEMENT IN ENGLISH AND ARABIC VERSIONS AND WILL WORK UP AN ARABIC TRANSLATION IN AMMAN. THEY HAVE BEEN ASKED TO PRESENT THE TRANSLATION TO THE EMBASSY ONCE COMPLETED, AND YOU SHOULD PROMPTLY ADVISE THE DEPARTMENT WHEN IT HAS BEEN RECEIVED. AT THAT JUNCTURE WE WILL DECIDE HOW WE WILL PROCEED WITH THE LANGUAGE COMPARISON WHICH US REGS REQUIRE PRIOR TO FINAL SIGNATURE.

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5. WE UNDERSTAND THERE ARE CERTAIN INTERNAL GOJ PROCEDURES NECESSARY BEFORE JORDAN CAN SIGN AGREEMENT. SAME HOLDS TRUE FOR USG (CIRCULAR 175 PROCEDURES - SEE 11 FAM 720). IN NEITHER CASE SHOULD THIS TAKE TOO LONG AND, ASSUMING NO PROBLEM IN PREPARING AND COMPARING AN ARABIC TEXT, IT SHOULD BE POSSIBLE TO SCHEDULE SIGNATURE WITHIN A FEW WEEKS. IT WAS NOT DECIDED DURING NEGOTIATIONS WHETHER SIGNATURE WOULD TAKE PLACE IN AMMAN OR

WASHINGTON, AND WE ARE WILLING TO CONSIDER EITHER, AS THE JORDANIANS PREFER.

6. IT WAS AGREED WITH JORDAN DEL THAT WHILE IT WOULD BE APPROPRIATE FOR EITHER SIDE TO CONFIRM THAT NEGOTIATIONS HAD TAKEN PLACE AND AD REFERENDUM ACCORD ON A CHARTER AGREEMENT REACHED, NEITHER SIDE WOULD MAKE PUBLIC ANY DETAILS OF THE AGREEMENT PRIOR TO ITS FINAL SIGNATURE.

7. WE AIR POUCHING TO YOU COPIES OF THE FINAL AD REFERENDUM DOCUMENTS FOR YOUR FUTURE REFERENCE. KISSINGER

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